Case: 4:16-cv-01466-NAB Doc. #: 1-3 Filed: 09/16/16 Page: 1 of 26 PageID #: 6

STATE OF MISSOURI)
)ss
CITY OF ST. LOUIS)

I, THOMAS KLOEPPINGER, Clerk of the Circuit Court within and for the City of St. Louis, State of Missouri, do hereby certify that the foregoing are true copies of original documents on files and recorded in my office for the following case ENTIRE FILE

St. Louis City case number 1622-CC09937

WITNESS my hand and SEAL of said Court this 29TH day of AUGUST, 2016.

Thomas Kloeppinger Circuit Clerk

Thomas Maypinger

Deputy Clerk





Case: 4:16-cv-01466-NAB Doc. #: 1-3 Filed: 09/16/16 Page: 2 of 26 PageID #: 7



JAMES W. MURPHY

SHERIFF

CITY OF ST LOUIS CIVIL COURTS BUILDING 10 NORTH TUCKER BOULEVARD ST LOUIS, MISSOURI 63101 622-4851

Return of Service on Summons/Petition and Subpoena

Defendant MICHARL STELZE	R Doc. ID Number 16.5MCC-14	455
Address 10 M Tucker DIUB	Case Number 1623. CC 1799	
Executed: Summons /	Petition : ubpoena	
I hereby certify that I served the within summons and	petition by:	
Subpoena How Served:		
Posting copy of Summons and copy of Petition,	to dwelling listed on above address	
Delivering a copy of the summons and a copy of	of the petition to the Defer dant / Bospanday	ਚੰ
How Served: PERSURAL M	W/45	
Leaving a copy of the summons and a copy of the the Defendant/Respondent with a family member Non-Est Reason:	he petition, at the dwelling place or usual abore over the age of 15 years	مام ماد ا
For service on a <u>Corporation/Partnership</u> : by copetition to	delivering a copy of the su nmons and a cop	yof the
An Agent and/or Appointed Agent:	(name)	(title)
A Partner:(nam	ne)	(title)
A Managing or General Agent:	(name)	(title)
The person in charge of defendant's business office	ce	(name)

The Registered Agent:	(name)	(title).
Non-Est Reason:		
For service on Limited Liability Company (LLC) the petition to:): by delivering a copy of the summons and	copy of
The Registered Agent:	(name)	(title).
An Authorized Person:	(name)	(title)
An Organizer:	(name)	(title).
Non-Est Reason:		
erved at 10 th Tucker Div 8		() 1 ()
(City of St. Louis), MO, or \$12 \tag{12}	(date) at 10:45/4	_ (address)
MICHARL Hudsan	- water at	(time).
Print name of Sheriff or Server	Signature of Sheriff or Server	·

A copy of the summons and a copy of the petition, copy of subpoena must be served on each Defendant/Respondent. For methods of sonico on all places of suits, and Original Action of Supplement.

Case: 4:16-cv-01466-NAB Doc. #: 1-3 Filed: 09/16/16 Page: 3 of 26 PageID #: 8



IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

- PECCE -					
Judge or Division:	· · · · · · · · · · · · · · · · · · ·	Case Number: 1622-CC09937			
BRYAN L HETTENBACH		1022 6609,81		C. C. ID	
Plaintiff/Petitioner:		National Control of the Control of t		Special Pr	rociss Server i
JOHN WASHINGTON		Plaintiff's/Petitioner's Attorney/Add	ress	r-	
JOHN WASHINGTON		OHN FITZGERALD WASHINGT	ON	Special Ri	ocuss Server 2
	The state of the s	3115 S. Grand			ં જે
		SUITE 300			-
		ST LOUIS, MO 63118		Special-Pr	oci Servenia
Defendant/Respondent:	1	Court Address:		77.	
JENNIFER JOYCE		CIVIL COURTS BUILDING		⇒ • · ***	ول 🚉
Nature of Suit:	1	0 N TUCKER BLVD		= =====================================	
CC Other Tort	S	SAINT LOUIS, MO 63101		71/2	
The state of the s	Sun	imons in Civil Case	-	<u> </u>	File Stamp)
The State of Missouri t	o: MICHAEL STELZER	inions in Civil Case			<u> </u>
The State of Missouri is	J: MICHAEL STELZER Alias:				0.1
THE CIVIL COURT BUILDING		-			
DIVISION 8					
10 N TUCKER BLVD			ξ,	HERIFF'S FEE	PAID
SAINT LOUIS, MO 63101			Particular constant and a service of		
COURT SEAL OF	You are summoned to	o appear before this court and to file y	our plea	ing to the petition, a	co of
	which is attached, and to s	serve a copy of your pleading upon the	e attorne	for Plaintiff/Petition	per at the
The The	above address all within 3	0 days after receiving this summons, o	exclusive	f the day of service	If you fail to
	file your plending, judgme	ent by default may be taken against yo	u for the	elief demanded in th	ne petition.
	August 11	.2016	War	.a	•
		, 2016 Thomas	, judy	runger	
CITY OF ST LOUIS	Date		Č	erk	
	Further Information:				
	Sh	eriff's or Server's Return			
Note to serving officer: Su	immons should be returned to th	ne court within thirty days after the date	of issue		
	ne above summons by: (check of				
and the same of th		ition to the Defendant/Respondent.			
leaving a copy of the cur	mmone and a comp of the noticin	on at the dwelling place or usual abode o	C.I. YS C		
	amons and a copy of the pettilo	at the dwelling place of usual abode o	i the Dele i	idani/Respondent wit	h
(for service on a cornera	tion) delivering a conv of the si	_a person of the Defendant's/Responde ammons and a copy of the petition to	nt s tamii	over the age of 15 ye	ars
		(name)			(title).
other		The state of the s		₩.	
	/A	The state of the second control of the secon			(at dress)
in	(County/City of St.	Louis), MO, on	(d	te) at	(time).
nata dan	CCL -: CC				
Printed Name o	of Sheriff or Server			Sheriff or Server	
		ry public if not served by an authorize			
(Seal)	Subscribed and sworn to before	e me on		(date).	
1.500.00					
	My commission expires:	Date		Notary Public	
Sheriff's Fees		Date		ivotary Fubite	
Summons	\$				
Non Est	\$				
Sheriff's Deputy Salary					
Supplemental Surcharge	\$				
Mileage	\$(miles @ \$ per mile)			!
Total	\$:
A copy of the summons and	a copy of the petition must be	served on each Defendant/Respondent	For met.	ods of service on all	claises of
suits, see Supreme Court Rul	e 54.				





IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

Judge or Division: BRYAN L HETTENBACH	Case Number: 1622-CC09937	Special Process Server 1
Plaintiff/Petitioner: JOHN WASHINGTON VS.	Plaintiff's/Petitioner's Attorney/Address JOHN FITZGERALD WASHINGTON 3115 S. Grand SUITE 300 ST LOUIS, MO 63118	Special Process Server 2 Special Process Server 3
Defendant/Respondent: JENNIFER JOYCE Nature of Suit: CC Other Tort	Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD SAINT LOUIS, MO 63101	(Date File Stamp)

		3115 S. Grand		
	VS.	SUITE 300 ST LOUIS, MO 63118		Special Process Server 3
Defendant/Respondent:	7.00	Court Address:		Special Floods Science S
JENNIFER JOYCE		CIVIL COURTS BUILDING		
Nature of Suit:		10 N TUCKER BLVD SAINT LOUIS, MO 63101		
CC Other Tort				(Date File Stamp)
	Su	ımmons in Civil Case		
The State of Missouri t	o: ANGELA DARDEN Alias:			
2909 LAFAYETTE AVE SAINT LOUIS, MO 63104			SHER	RIFF'S FEE PAID
COURT SEAL OF	which is attached, and above address all withi file your pleading, judg	to appear before this court and to file to serve a copy of your pleading upon to a 30 days after receiving this summons, ment by default may be taken against your plant.	he attorney for Pl , exclusive of the c you for the relief c	aintiff/Petitioner at the day of service. If you fail to demanded in the petition.
COURT CITY	Date		Clerk	J
CITY OF ST LOUIS	Further Information:			
		Sheriff's or Server's Return		
delivering a copy of the		petition to the Defendant/Respondent. tition at the dwelling place or usual abode		Respondent with
(for service on a corpor	ration) delivering a copy of th	a person of the Defendant's/Respond ne summons and a copy of the petition to	dent's family over	
			•	the age of 15 years.
		ne summons and a copy of the petition to	_	the age of 15 years(title).
other		ne summons and a copy of the petition to (name)		the age of 15 years(title).
other		ne summons and a copy of the petition to (name)		(title)(address)
other Served at in		ne summons and a copy of the petition to (name)		(title)(address)(time).
other Served at in	(County/City o of Sheriff or Server Must be sworn before a n Subscribed and sworn to be	f St. Louis), MO, on otary public if not served by an author efore me on	(date) at Signature of Sheri ized officer:	(title)(address)(time).
other Served at in Printed Name	(County/City o of Sheriff or Server Must be sworn before a n	f St. Louis), MO, on otary public if not served by an author efore me on	(date) at Signature of Sheri ized officer:	(title)(address)(time).

l of l





IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

Judge or Division:	Case Number: 1622-CC09937	
BRYAN L HETTENBACH		Special Process Server 1
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JOHN WASHINGTON	JOHN FITZGERALD WASHINGTON	Special Process Server 2
	3115 S. Grand	
	SUITE 300	
VS.	ST LOUIS, MO 63118	Special Process Server 3
Defendant/Respondent:	Court Address:	
JENNIFER JOYCE	CIVIL COURTS BUILDING	
Nature of Suit:	10 N TUCKER BLVD	
CC Other Tort	SAINT LOUIS, MO 63101	(Date File Stamp)

Defendant/Respondent: IENNIFER JOYCE	Court Address: CIVIL COURTS BUILDING		
Nature of Suit: CC Other Tort	10 N TUCKER BLVD SAINT LOUIS, MO 63101		(Date File Stamp)
T	Summons in Civil Case		F/
The State of Missouri	to: ANGELA DARDEN Alias:		
2909 LAFAYETTE AVE SAINT LOUIS, MO 63104		SHER	RIFF'S FEE PAID
COURT SEAL OF	You are summoned to appear before this court and to file which is attached, and to serve a copy of your pleading upon the above address all within 30 days after receiving this summons, file your pleading, judgment by default may be taken against y August 11, 2016	he attorney for Pla exclusive of the d ou for the relief d	aintiff/Petitioner at the lay of service. If you fail to lemanded in the petition.
CITY OF ST LOUIS	Date	Clerk	
	Further Information: Sheriff's or Server's Return		
I certify that I have served	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) he summons and a copy of the petition to the Defendant/Respondent.	e of issue.	
I certify that I have served delivering a copy of the leaving a copy of the s (for service on a corpo	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) he summons and a copy of the petition to the Defendant/Respondent. Summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respondent oration) delivering a copy of the summons and a copy of the petition to	of the Defendant/I dent's family over t	the age of 15 years.
I certify that I have served delivering a copy of the leaving a copy of the s (for service on a corpo	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respond oration) delivering a copy of the summons and a copy of the petition to (name)	of the Defendant/I dent's family over t	the age of 15 years(title).
I certify that I have served delivering a copy of the leaving a copy of the s (for service on a corpo	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abodea person of the Defendant's/Responderation) delivering a copy of the summons and a copy of the petition to (name)	of the Defendant/I lent's family over t	the age of 15 years(title).
I certify that I have served delivering a copy of the leaving a copy of the s (for service on a corpo other Served at	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respondent oration) delivering a copy of the summons and a copy of the petition to (name)	of the Defendant/I dent's family over t	the age of 15 years(title)(address)
I certify that I have served delivering a copy of the leaving a copy of the s (for service on a corpo other Served at	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abodea person of the Defendant's/Responderation) delivering a copy of the summons and a copy of the petition to (name)	of the Defendant/I dent's family over t	the age of 15 years. (title)(address)
I certify that I have served delivering a copy of the leaving a copy of the service on a corporation of the service on a corporation of the served at	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respondent oration) delivering a copy of the summons and a copy of the petition to (name)	of the Defendant/I dent's family over t	(title)(address)(time).
I certify that I have served delivering a copy of the leaving a copy of the service on a corporation of the service on a corporation of the served at	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abodea person of the Defendant's/Respond oration) delivering a copy of the summons and a copy of the petition to(name)(County/City of St. Louis), MO, on	of the Defendant/I dent's family over t (date) at	(title)(address)(time).
I certify that I have served delivering a copy of the leaving a copy of the service on a corporation of the service on a corporation of the served at	Summons should be returned to the court within thirty days after the date of the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respondent oration) delivering a copy of the summons and a copy of the petition to (name) (County/City of St. Louis), MO, on ne of Sheriff or Server	of the Defendant/I lent's family over t (date) at Signature of Shericized officer:	(title)(address)(time).
I certify that I have served delivering a copy of the leaving a copy of the service on a corporation of the service on a corporation of the served at	Summons should be returned to the court within thirty days after the date if the above summons by: (check one) ne summons and a copy of the petition to the Defendant/Respondent. summons and a copy of the petition at the dwelling place or usual abode a person of the Defendant's/Respond oration) delivering a copy of the summons and a copy of the petition to (name) (County/City of St. Louis), MO, on ne of Sheriff or Server Must be sworn before a notary public if not served by an authorized.	of the Defendant/I dent's family over t (date) at Signature of Sheri ized officer:(o	(title). (address) (time).

Case: 4:16-cv-01466-NAB Doc. #: 1-3 Filed: 09/16/16 Page: 6 of 26 PageID #: 11



IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

Case Number: 1622-CC09937	
	Special Process Server 1
Plaintiff's/Petitioner's Attorney/Address	
JOHN FITZGERALD WASHINGTON	Special Process Server 2
3115 S. Grand	
SUITE 300	
ST LOUIS, MO 63118	Special Process Server 3
Court Address:	
CIVIL COURTS BUILDING	
10 N TUCKER BLVD	
SAINT LOUIS, MO 63101	(Date File Stamp)
	Plaintiff's/Petitioner's Attorney/Address JOHN FITZGERALD WASHINGTON 3115 S. Grand SUITE 300 ST LOUIS, MO 63118 Court Address: CIVIL COURTS BUILDING

The State of Missouri to: JIM MICHAELS Alias: THE CIRCUIT ATTORNEY'S OFFICE	Court Address: CIVIL COURTS BUILDING 10 N TUCKER BLVD SAINT LOUIS, MO 63101 Summons in Civil Case	(Date File S	tamp)
CC Other Tort S The State of Missouri to: JIM MICHAELS Alias: THE CIRCUIT ATTORNEY'S OFFICE	SAINT LOUIS, MO 63101	(Date File S	tamp)
The State of Missouri to: JIM MICHAELS Alias: THE CIRCUIT ATTORNEY'S OFFICE		(Date File S	tamp)
The State of Missouri to: JIM MICHAELS Alias: THE CIRCUIT ATTORNEY'S OFFICE	Summons in Civil Case		
Alias: THE CIRCUIT ATTORNEY'S OFFICE			
THE CIRCUIT ATTORNEY'S OFFICE			······································
		,	,
CARNAHAN COURTHOUSE CHILD SUPPORT UNIT 7 1114 MARKET STREET		SHERIFF'S FEE PA	ID
which is attached, and above address all with file your pleading, jud	ned to appear before this court and to for door to serve a copy of your pleading upon hin 30 days after receiving this summon default may be taken against 11, 2016	the attorney for Plaintiff/Petitioner ans, exclusive of the day of service. If y	t the ou fail to
Date	***************************************	Clerk	
CITY OF ST LOUIS Further Information:			
Note to serving officer: Summons should be returned I certify that I have served the above summons by: (cl delivering a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the pleaving a copy of the summons and a copy of the summons and a copy of the summons and a copy of the pleaving a copy of the summons and a copy o	heck one) ne petition to the Defendant/Respondent. petition at the dwelling place or usual abo		
(for service on a corporation) delivering a copy of			
	(name)		_(title).
other			•
Served at			dress)
in(County/City			
		0.00	urus mananananan
Printed Name of Sheriff or Server	***************************************	Signature of Sheriff or Server	
	notary public if not served by an auth	•	
Must be sworn before a Subscribed and sworn to	notary public if not served by an auth	orized officer:	
Must be sworn before a Subscribed and sworn to	before me on	orized officer:	
Must be sworn before a Subscribed and sworn to	before me on	orized officer:	
Must be sworn before a Subscribed and sworn to	before me on	orized officer: (date).	

suits, see Supreme Court Rule 54.





IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

Judge or Division:	Case Number: 1622-CC09937	
BRYAN L HETTENBACH		Special Process Server 1
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JOHN WASHINGTON	JOHN FITZGERALD WASHINGTON	Special Process Server 2
	3115 S. Grand	
	SUITE 300	
VS.	ST LOUIS, MO 63118	Special Process Server 3
Defendant/Respondent:	Court Address:	
JENNIFER JOYCE	CIVIL COURTS BUILDING	
Nature of Suit:	10 N TUCKER BLVD	
CC Other Tort	SAINT LOUIS, MO 63101	(Date File Stamp)

Defendant/Respondent: JENNIFER JOYCE		urt Address: VIL COURTS BUILDING		
Nature of Suit:		N TUCKER BLVD		
CC Other Tort	SA	INT LOUIS, MO 63101		(Date File Stamp)
	Sumi	nons in Civil Case		(4.00.000)
The State of Missouri				-4 Althornoon - Comment -
	Alias:			
THE CIRCUIT ATTORNEY'S CARNAHAN COURTHOUSE	OFFICE			
1114 MARKET STREET ROOF SAINT LOUIS, MO 63101	M 401		SHERIF	F'S FEE PAID
COURT SEAL OF	You are summoned to	appear before this court and to fi	le your pleading to the	netition, a conv of
COURT PARTY	which is attached, and to se	rve a copy of your pleading upon	the attorney for Plaint	tiff/Petitioner at the
TOO.		days after receiving this summon		
		t by default may be taken against	t you for the relief dem	anded in the petition.
	August 11,	2016 Thomas	es Kloeppinge	~
Comp City	Date		Clerk	
CITY OF ST LOUIS	Further Information:			
	She	riff's or Server's Return		######################################
Note to serving officer: S	Summons should be returned to the	court within thirty days after the d	ate of issue.	
I certify that I have served	the above summons by: (check or	ie)		
delivering a copy of th	e summons and a copy of the petit	on to the Defendant/Respondent.		
leaving a copy of the s		at the dwelling place or usual about		
		a person of the Defendant's/Respo		age of 15 years.
(for service on a corpo	ration) delivering a copy of the sur	nmons and a copy of the petition to)	
·	<u> </u>	(name)		(title).
other				*
Served at				(address)
in	(County/City of St. 1	Louis), MO, on	(date) at	(time).
Printed Name	e of Sheriff or Server		Signature of Sheriff or	Server
	•	public if not served by an autho		
(Seal)	Subscribed and sworn to before	me on	(date).
(00.00)	My commission expires:			
		Date	Notar	y Public
Sheriff's Fees	¢.			
Summons Non Est	\$			
Sheriff's Deputy Salary	Ψ			
Supplemental Surcharge	\$10.00			
Mileage	\$(_ miles @ \$ per mile)		
Total	\$	roward on each Defendant/Demand	dont Donmathada (Ca	umilaa an all als £
A copy of the summons at suits, see Supreme Court R		served on each Defendant/Respond	uem. For methods of se	rvice on all classes of
court it				



Case: 4:16-cv-01466-NAB Doc. #: 1-3 Filed: 09/16/16 Page: 8 of 26 PageID #: 13

IN THE 22ND JUDICIAL CIRCUIT COURT, CITY OF ST LOUIS, MISSOURI

*DECENT		
Judge or Division:	Case Number: 1622-CC09937	
BRYAN L HETTENBACH		Special Process Server 1
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address	
JOHN WASHINGTON	JOHN FITZGERALD WASHINGTON	Special Process Server 2
	3115 S. Grand	•
	SUITE 300	
VS.	ST LOUIS, MO 63118	Special Process Server 3
Defendant/Respondent:	Court Address:	
JENNIFER JOYCE	CIVIL COURTS BUILDING	
Nature of Suit:	10 N TUCKER BLVD	
CC Other Tort	SAINT LOUIS, MO 63101	(Date File Stamp)

Defendant/Respondent: JENNIFER JOYCE		Court Address: CIVIL COURTS BUILDING			
Nature of Suit:		10 N TUCKER BLVD			
CC Other Tort		SAINT LOUIS, MO 63101		(Date File Stamp)	
	Su	mmons in Civil Case			
The State of Missouri	to: MICHAEL STELZER				
THE CIVIL COURT BUILDIN	Alias:		Anna 1977		
DIVISION 8			SHERIFF'S FEE PAID		
10 N TUCKER BLVD SAINT LOUIS, MO 63101			SHEKIFF S	FEE PAID	
COURT SEAL OF	You are summoned	to appear before this court and to file	vour pleading to the peti	tion, a copy of	
Court Court	which is attached, and to	serve a copy of your pleading upon t	he attorney for Plaintiff/P	etitioner at the	
48	above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.				
	August 11, 2016 Date Thomas / Clerk				
			2) ogganga	***	
CITY OF ST LOUIS	Date		Clerk		
	Further Information:	Sheriff's or Server's Return			
Note to serving officer: S	- Summons should be returned to	the court within thirty days after the da	te of issue.		
-	the above summons by: (chec	···			
delivering a copy of th	e summons and a copy of the p	etition to the Defendant/Respondent.			
leaving a copy of the s	ummons and a copy of the peti	tion at the dwelling place or usual abode			
П (с		a person of the Defendant's/Respon	dent's family over the age of	of 15 years.	
		summons and a copy of the petition to			
		(name)			
in	(County/City of	St. Louis), MO, on	(date) at	(time).	
Drinted None	e of Sheriff or Server		Signature of Sheriff or Serv	And the control of th	
Printed Nami		tary public if not served by an author	<u> </u>	ег	
(Seal)		ore me on			
			(2000)		
	My commission expires:		Notary Public		
Sheriff's Fees					
Summons	\$				
Non Est Sheriff's Deputy Salary	\$				
Supplemental Surcharge	\$ 10.00				
Mileage	\$ (miles @ \$ per mile)			
Total	\$				
A copy of the summons as suits, see Supreme Court R	• • •	be served on each Defendant/Responde	ent. For methods of service	on all classes of	
sure, see supreme court is	141V V 7,				

IN THE MISSOURI CIRCUIT COURT TWENTY-SECOND JUDICIAL CIRCUIT

(Saint Louis City)

John Washington, On his own behalf.)
Plaintiff,)
Vs.)
Michael F. Stelzer, Individually and in his official capacity,)))
Defendant,))
Serve: The Civil Court Building Division 8 10 N Tucker Blvd. Saint Louis, Missouri 63101,	
and)
Jennifer Joyce, Individually and in his official capacity,))))
Defendant,)
Serve: The Circuit Attorney's Office Carnahan Courthouse Room 401 1114 Markey Street Saint Louis, Missouri 63101,	
and)

Jim Michaels, Individually and in his official capacity,)))
Defendant,)
Serve: The Circuit Attorney's Office Carnahan Courthouse Child Support Unit - 7 1114 Markey Street Saint Louis, Missouri 63101,	
and)))
Angela Darden, Individually capacity,)))
Defendan)
Serve: 2909 Lafayette Ave. Saint Louis, Missouri 63104,	
and)
John Doe, Individually and in his official capacity,)))
Defendant,)
Hold for private service)

PETITON

COMES NOW Plaintiff and for his cause of action under Section 1983 against Jennifer Joyce, Jim Michaels, Michael F. Stelzer, Angela Darden, and John Doe, and injunctive relief against Saint Louis Circuit Attorney Jennifer Joyce, and hereby makes the following allegations, which are made upon information and belief based upon the investigation of counsel.

PARTIES

- 1. John Washington was and is a resident of the State of Missouri, residing in the City of Saint Louis.
- 2. Defendant Jennifer Joyce is being sued in both her individual and official capacities.
- 3. Defendant Jim Michaels is being sued in both his individual and official capacities.
- 4. Defendant Judge Michael Stelzer is being sued in both his individual and official capacities.
- 5. Defendant John Doe is being sued in both his individual and official capacities.

- 6. Defendant Angela Darden was and is a resident of the State of Missouri, residing in the City of Saint Louis.
- 7. At all times relevant to this complaint, all Defendants acted under the color of law.

JURISDICTION AND VENUE

- 8. This Court has jurisdiction pursuant to 28 U.S.C. § 1331 § 1343, and 42 U.S.C. §1983.
- 9. State courts may exercise jurisdiction over federally created causes of action as long as Congress has not explicitly or implicitly made federal court jurisdiction exclusive. *Yellow Freight System, Incorporated v. Donnelly*, 494 U.S. 820, 822 (1990).
- 10. Venue in this Court is proper pursuant to 28 U.S.C. § 1391(b)(1) and E.D. Mo.L.R. 2.07(A)(1),(B)(2) because at least one defendant resides in the City of Saint Louis, Missouri, and the events giving rise to this petition occurred in the City of Saint Louis, Missouri.

Judge Michael Steltzer is not entitled to Judicial Immunity.

11. Any attorney initiating any legal proceedings at the request of the Missouri Division of Child Support Enforcement shall represent the state of

Missouri and the Department of Social Services, Division of Child Support **exclusively**. § 454.513 Missouri Revised Statute. An attorney/client relationship **shall** not exist between the attorney and any applicant or recipient of child support enforcement services for and on behalf of a child or children. § 454.513 Missouri Revised Statute.

- 12. Under Missouri Law, any attorney initiating any legal proceedings at the request of the Missouri division of child support enforcement shall represent the state of Missouri, Department of Social Services, Division of Child Support, and not represent any applicant or recipient of child support enforcement services for and on behalf of a child or children.
- 13. Defendant Michael Steltzer allowed Defendant Jim Michaels to file a motion on behalf of defendant Angela Darden, an applicant or recipient of child support enforcement services for and on behalf of children. Defendant Michael Steltzer ruled on the legal filing filed by Defendant Jim Michaels, an attorney that initiated legal proceedings at the request of the Missouri division of child support enforcement. Such acts were done in the clear absence of all jurisdiction.

Violation of a Federal Right

- 14. The State of Missouri participates in the federal aid programs to families, which provides subsistence welfare benefits to needy families. *Social Security Act*, 42 U.S.C. §§601-617.
- 15. To qualify for the federal funds, the State must certify that it will operate a child support enforcement program that conforms with the numerous requirements set forth in *Title IV-D of the Social Security Act, 42 U.S.C.A.* §§ 651-669b.
- 16. The State must help families obtain support orders for the benefit of the minor child. *Title IV-D of the Social Security Act, 42 U.S.C.A.* §§ 651, 654.
- 17. Under a state plan for child support, the state must provide services relating to the modification of child support obligation. Section 654(20)(A)(4).
- 18. Expedited administrative and judicial procedures for modification are the types of procedures required in order to satisfy section 654(20)(A)(4) of 42 U.S. Code § 666 and each State must have in effect laws requiring the use of the foregoing procedures to be consistent with 42 U.S. Code § 666 and with regulations of the Secretary to increase the effectiveness of the program which the State administer under 42 U.S. Code § 666. 42 U.S. Code § 666(a)(2).

- 19. Review and adjustment of support orders upon request of the **custodian parent** for modification are the types of procedures required in order to satisfy section 654(20)(A)(4) of 42 U.S. Code § 666 and each State must have in effect laws requiring the use of the foregoing procedures to be consistent with 42 U.S. Code § 666 and with regulations of the Secretary to increase the effectiveness of the program which the State administer under 42 U.S. Code § 666. 42 U.S. Code § 666(a)(10).
- 20. Review and adjustment of support orders upon request of the non-custodian parent for modification are the types of procedures required in order to satisfy section 654(20)(A)(4) of 42 U.S. Code § 666 and each State must have in effect laws requiring the use of the foregoing procedures to be consistent with 42 U.S. Code § 666 and with regulations of the Secretary to increase the effectiveness of the program which the State administer under 42 U.S. Code § 666. 42 U.S. Code § 666(a)(10).
- 21. A state must provide the services to children and custodial parents who are not receiving aid payments. Title IV-D of the Social Security Act, 42 U.S.C.A. §§ 651, 654.
- 22. On September 11, 2007, the Honorable Thomas J. Frawley entered an order granting Joint Legal and Physical Custody to John Washington and Angela Darden of minor children, JFW II and WBW.

- 23. Under the custody order, the two minor children are to live with each parent equally. Monday and Tuesday nights, the two minor children are to reside with John Washington and Wednesday and Thursday nights, the two minor children are to reside with Angela Darden, with alternating three day weekends.
- 24. John Washington is a custodial parent and may be entitled to support for his minor child, a right granted under *Title IV-D of the Social Security Act*, 42 U.S.C.A. §§ 651, 654.

FACTUAL ALLEGATIONS

- 25. The Plaintiffs brings the above action for a violation of his constitutional Rights as established by the *Title IV-D of the Social Security Act*, 42 *U.S.C.A.* §§ 651, 654., the Fifth Amendment of the Constitution of the United States, and the Fourteenth Amendment of the Constitution of the United States.
- 26. The Court completed a form 14 and calculated a support order in the amount of \$454.00.
- 27. The original court ordered John Washington to pay \$50.00 a month for summer childcare for both parties.
- 28. During the summer months, Defendant Angela Darden failed to place the minor children in childcare during the summer months.

- 29. Defendant Angela Darden never incurred the summer expense of \$600.00 for childcare expense that was to be used for the benefit of both parties.
- 30. At the time of the support order, Defendant Angela Darden's gross income was \$13,068.00 a year.
- 31. For the last eight years, Defendant Darden's gross income was in an excess of \$27,000.00 a year.
- 32. Sometime in 2011, the City of Saint Louis Circuit Attorney Office charged Defendant Angela Darden with assault in the third degree.
- 33. Plaintiff John Washington entered his appearance as counsel for Defendant Angela Darden.
- 34. Plaintiff John Washington filed a lawsuit and represented Defendant Angela Darden in an administrative judicial proceeding relating to her being expelled from a nursing program as a result of the mentioned assault in ¶ 32.
- 35. In April, 2012, the City of Saint Louis Circuit Attorney Office dismissed the charges against Defendant Angela Darden.
- 36. On July 25, 2012, the Saint Louis Circuit Attorney office filed a Motion for Contempt against Plaintiff John Washington.

- 37. On December 06, 2012, plaintiff was served with a summons with a returned court date of January 23, 2013 at 1:30 P.M.
- 38. The Circuit Attorney alleged Plaintiff John Washington had never made a support payment.
- 39. On January 23, 2013, Marta Tilney entered her appearance as counsel for Missouri Family Support Division.
- 40. On January 23, 2013, Plaintiff John Washington filed a motion to modify child support.
- 41. On January 23, 2013, Plaintiff John Washington filed a response to the Motion for Contempt that was filed on July 25, 2012.
 - 42. On January 23, 2013, the cause was continued to March 6, 2013.
- 43. On March 6, 2013, Defendant Jim Michaels and Defendant Jennifer Joyce filed a motion to dismiss Plaintiff John Washington motion to modify child support.
- 44. On March 11, 2013, the Honorable Paula Bryant, presiding judge in division 14 recused herself sua sponte and continued the cause to April 19, 2013.
- 45. On March 18, 2013, the Defendant Steltzer was assigned and the cause was continued to May 6, 2013.

- 46. On May 6, 2013, the motion to dismiss Plaintiff John Washington motion to modify child support was called, heard, and taken under submission.
- 47. On May 13, 2013, Defendant Jim Michaels filed a memorandum in support of the motion dismiss and Plaintiff filed a memorandum in opposite of the motion to dismiss.
- 48. On June 10, 2013, Defendant Michael Steltzer entered an order dismissing Plaintiff John Washington motion to modify child support order.
- 49. May, 2016, Plaintiff John Washington filed a motion to set aside Defendant Michael Steltzer June 10, 2013 Order.
- 50. May, 2016, Defendant Jim Michael filed a motion requesting the Court not to set aside Defendant Michael Steltzer June 10, 2013 Order.

COUNT 1 Violation of a Federal Right

- 51. Plaintiff John Washington re-allege and hereby incorporate by reference the allegations contained in paragraphs 1 through 50 as if fully set forth herein.
- 52. Plaintiff John Washington, a custodian parent, was deprived of his federal rights in that Defendants Michael Steltzer, Defendant Jennifer Joyce,

Defendant Jim Michael, and Defendant Angela Darden conspired by acting together and interfered with his right to receive support for his two minor children who are in his physical custody.

- 53. Defendant Jennifer Joyce intentionally created an office policy that denied Plaintiff John Washington direct access to the courts in a pending civil matter and as a result of her conduct, she interfered with Plaintiff's right to file a modification of child support for the benefit of his minor children who reside with him.
- 54. Defendant Jim Michaels conspired with Defendant Jennifer Joyce, and consent to carrying out the policy of the Circuit Attorney Office of not giving a male custodian parents direct access to the courts in a pending civil matter and willingly interfered with Plaintiff's right to file a modification of child support for the benefit of his minor children who reside with him.
- 55. Defendant Angela Darden conspired with Jim Michaels and consented to having the Circuit Attorney Office file a motion to dismiss his motion to modify the child support order.
- 56. Defendant Michael Stelzer conspired with Defendant Jim Michael and agree to violate Plaintiff John Washington federal rights of a modification of child support for the benefit of his minor children who reside with him.

- 57. Plaintiff John Washington was deprived of his rights and protections through, and including, but not limited to the following ways:
 - (i) Defendant Jim Michael, defendant Jennifer Joyce, defendant Michael Stelzer, defendant Angela Darden were, at said times, acting under the color of federal and state law, statute, custom or usage.
 - (ii) As a direct and proximate result of defendant Jim Michael, defendant Jennifer Joyce, defendant Michael Stelzer, and defendant Angela Darden conduct and said activities, Plaintiff John Washington has suffered mental anguish, loss of business, the costs and fees.
 - (iii) Plaintiff has and will continue to incur attorney's fee and cost as a direct and proximate result of the conduct of defendant Jim Michael, defendant Jennifer Joyce, defendant Michael Stelzer, defendant Angela Darden, and therefore, all defendants should jointly and severally be made to pay plaintiff's attorney's fees and costs.

WHEREFORE, plaintiff prays that this court find that defendants violated plaintiff's rights under 42 U.S.C. § 1983 and grant judgment against defendants,

holding defendants jointly and severally liable for such judgment, judgment against defendants as the court deems reasonable for attorney's fees and cost which plaintiff has incurred, and will continue to incur pursuing this action, and any other relief that the court deems just and appropriate.

COUNT II

ABUSE OF PROCESS AGAINST ALL DEFENDANTS

- 58. Plaintiff John Washington re-allege and hereby incorporate by reference the allegations contained in paragraphs 1 through 57 as if fully set forth herein.
- 59. Under Missouri Law, any attorney initiating any legal proceedings at the request of the Missouri division of child support enforcement shall represent the state of Missouri, Department of Social Services, Division of Child Support, and not represent any applicant or recipient of child support enforcement services for and on behalf of a child or children. § 454.513 Missouri Revised Statute.
 - 60. Plaintiff John Washington filed a motion to modify child support order.
- 61. Defendant Jennifer Joyce created a policy that interfered with Plaintiff John Washington rights as a custodian parent to file a modification of child support by creating a policy that allow her assistant circuit attorney to file a pleading on behave of defendant Angela Darden.

- 62. Defendant Jennifer Joyce conspired with defendant Jim Michael and both interfered with Plaintiff John Washington rights as a custodian parent to file a modification of child support by filing a pleading on behalf of defendant Angela Darden.
- 63. Defendant Jim Michael conspired with defendant Michael Stelzer and both interfered with Plaintiff John Washington rights as a custodian parent to file a modification of child support by allowing Saint Louis Circuit Attorney Office to file a pleading on behalf of defendant Angela Darden.
- 64. Defendant Jim Michael conspired with defendant Angela Darden and both interfered with Plaintiff John Washington rights as a custodian parent to file a modification of child support when Angela Darden consented to the Saint Louis Circuit Attorney Office filing a pleading on her behalf.
- 65. Any attorney initiating any legal proceedings at the request of the Missouri Division of Child Support Enforcement shall represent the state of Missouri and the Department of Social Services, Division of Child Support exclusively. § 454.513 Missouri Revised Statute. An attorney/client relationship shall not exist between the attorney and any applicant or recipient of child support enforcement services for and on behalf of a child or children. § 454.513 Missouri

Revised Statute. There is no authority entitling Saint Louis Circuit Attorney Office the right to represent or file any filing on behave on Angela Darden.

- 66. Defendant Jennifer Joyce, defendant Jim Michaels, defendant Angela Darden, and defendant Michael Stelzer conspired and acting together made use of an illegal, improper, and/or perverted use of process that was not neither warranted nor authorized by the process.
- 67. Defendant Jennifer Joyce, defendant Jim Michaels, defendant Angela Darden, and defendant Michael Stelzer had an improper and/or illegal purpose in engaging in the illegal, improper, and/or perverted use of process.
- 68. As a result, Plaintiff John Washington was damaged by defendants' abuse of process by, among other things, having less resources that he would otherwise be entitled to have in using for the rearing of his minor children in his custody.

WHEREFORE, Plaintiff John Washington pray that this court finds for an abuse of process against all defendants and grant judgment against all defendants, holding defendants jointly and severally liable for such judgment, judgment against defendants as the court deems reasonable for attorney's fees and cost which plaintiff has incurred, and will continue to incur pursuing this action, and any other relief that the court deems just and appropriate.

COUNT III INJUNCTION RELIEF AGAINST CIRCUIT ATTORNEY JENNIFER JOYCE

- 69. Plaintiff John Washington re-allege and hereby incorporate by reference the allegations contained in paragraphs 1 through 68 as if fully set forth herein.
- 70. As set forth in more detail herein, Missouri Revised Statue § 454.513.2 states, an attorney representing the division in a proceeding in which a child support obligation may be modified shall, whenever possible, notify an applicant or recipient of child support enforcement services of such proceeding if such applicant or recipient is a party to such a proceeding but is not represented by an attorney.
- 71. Any attorney initiating any legal proceedings at the request of the Missouri Division of Child Support Enforcement shall represent the state of Missouri and the Department of Social Services, Division of Child Support exclusively. § 454.513 Missouri Revised Statute. An attorney/client relationship shall not exist between the attorney and any applicant or recipient of child support enforcement services for and on behalf of a child or children. § 454.513 Missouri Revised Statute.

72. The Saint Louis Circuit Attorney Office has a policy to file a motion on behalf of an applicant or recipient of child support enforcement services for and on behalf of a child or children. Such conduct violates Missouri law.

73. Plaintiff respectfully request that this court use its equitable powers to enjoin the Saint Louis Circuit Attorney Office from continuing to represent parents who are applicant or recipient of child support enforcement services.

WHEREFORE, Plaintiff pray for an order ordering the Saint Louis Circuit Attorney Office not to file any filings on behalf of the parent applicant or recipient of child support enforcement services of a child or children.

Respectfully submitted,

/s/ John Washington

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